

SEP 17 2010

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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

KENNETH EDWARD BARBOUR,)	Civil Action No. 7:10-cv-00413
Plaintiff,)	
)	
v.)	<u>ORDER</u>
)	
TRACY RAY, <u>et al.</u> ,)	By: Hon. James C. Turk
Defendants.)	Senior United States District Judge

In accordance with the memorandum opinion entered this day, it is hereby

ORDERED

that the complaint is **DISMISSED without prejudice**, pursuant to 28 U.S.C. § 1915(g); it is **CERTIFIED** that an appeal of this order would not be taken in good faith, pursuant to 28 U.S.C. § 1915(a)(3); and the action is **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to plaintiff.

ENTER: This 17th day of September, 2010.

[Signature]

Senior United States District Judge